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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 MHC FINANCING, LTD, et al,

No C 00-3785 VRW

12 Plaintiffs,

ORDER

13 v

14 CITY OF SAN RAFAEL,

15 Defendant,

16 CONTEMPO MARIN HOMEOWNERS  
ASSOCIATION,

17 Defendant-Intervenor.

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20 On January 29, 2008, the court issued its findings of  
fact and conclusions of law on MHC's takings claims. Doc #554.  
21 The court found that the Ordinance was an unconstitutional  
22 regulatory taking and an unconstitutional private taking. Doc #554  
23 at 34, 51. Earlier, certain contract claims asserted by MHC were  
24 tried, and in November 2002, a jury ruled in favor of the City, a  
25 determination the court declined to disturb.

26 Plaintiffs and Defendant City of San Rafael shall, not  
27 later than March 14, 2008, submit their authorities with respect to  
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1 the prevailing party under these circumstances, as well as their  
2 bills of costs and motions to tax costs and motions to recover  
3 attorney fees. The parties may submit opposition memoranda thereto  
4 not later than March 31, 2008. The parties shall also brief the  
5 issue of whether the court should stay its judgment pending appeal.

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8 IT IS SO ORDERED.

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VAUGHN R WALKER  
United States District Chief Judge

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